Chapter 51.5 Assessment of School Sites

Article 1. Phase I Environmental Site Assessments (Proposed New and Expanding School Sites)

§69100. Purpose.

The purpose of these regulations is to provide guidelines for a Phase I Environmental Site Assessment (Phase I) conducted prior to acquisition of a school site, or where the school district owns or leases a school site, prior to the construction of a project (hereinafter referred to as "Proposed School Site") under title 1, division 1, part 10.5, chapter 1 of the Education Code (commencing with section 17210). This article contains guidelines for completion of a Phase I and a Phase I Addendum. Procedures are included for sampling and submitting analytical results for lead in soil from lead-based paint, organochlorine pesticides in soil from termiticide application, and/or polychlorinated biphenyls in soil from electrical transformers in Phase I Addendum reports to the Department of Toxic Substances Control.

Note: Authority cited: Section 58012, Health and Safety Code; and Section 17210(g), Education Code. Reference: Sections 17210(g) and 17213.1, Education Code.

HISTORY

1. New chapter 51.5 (sections 69100-69107) and section filed 9-3-2002, as an emergency; operative 9-3-2002 (Register 2002, No. 36). A Certificate of Compliance must be transmitted to OAL by 1-2-2003 or emergency language will be repealed by operation of law on the following day.
2. Certificate of Compliance as to 9-3-2002 order transmitted to OAL 12-26-2002 and filed 2-10-2003 (Register 2003, No. 7).

§69101. Applicability.

This article applies to the preparation of a Phase I pursuant to section 17213.1 of the Education Code.

Note: Authority cited: Section 58012, Health and Safety Code; and Section 17210(g), Education Code. Reference: Sections 17210(g) and 17213.1, Education Code.

HISTORY

1. New section filed 9-3-2002, as an emergency; operative 9-3-2002 (Register 2002, No. 36). A Certificate of Compliance must be transmitted to OAL by 1-2-2003 or emergency language will be repealed by operation of law on the following day.
2. Certificate of Compliance as to 9-3-2002 order transmitted to OAL 12-26-2002 and filed 2-10-2003 (Register 2003, No. 7).

§69102. Definitions.

The definitions set forth in this section govern interpretation of this article. Unless the context requires otherwise and except as provided in this section, definitions contained in title 1, division 1, part 10.5, chapter 1 of the Education Code (commencing with section 17210) or in division 20, chapter 6.8 of the Health and Safety Code (commencing with section 25300) apply to the terms used in this article. If a definition appears in both title 1, division 1, part 10.5, chapter 1 of the Education Code and in division 20, chapter 6.8 of the Health and Safety Code, the definition in the Education Code governs interpretation of this article.

(a) "Department" means the Department of Toxic Substances Control.

(b) "Lead" means lead from lead-based paint only, for purposes of this article.

(c) "OCPs" means organochlorine pesticides from termiticide application only, for purposes of this article.

(d) "PCBs" means polychlorinated biphenyls from electrical transformers only, for the purposes of this article.

(e) "Phase I" means a phase I Environmental Site Assessment which is a preliminary assessment of a site to determine whether there has been or may have been a release of a hazardous material, or whether a naturally occurring hazardous material is present, based on reasonably available information about the site and the area in its vicinity.

(f) "Phase I Addendum" means a report containing results of sampling and analysis, limited to results of lead in soil from lead-based paint, organochlorine pesticides in soil from termiticide application, and/or polychlorinated biphenyls in soil from electrical transformers, for sites where these contaminants are the only potential release or presence of hazardous materials identified in the Phase I. A Phase I Addendum is submitted to the Department along with or after the submittal of the Phase I.

(g) "USEPA Test Methods" means "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods" as referenced in section 69103, subsection (a)(2).

Note: Authority cited: Section 58012, Health and Safety Code and Section 17210(g), Education Code. Reference: Sections 17210(g) and 17213.1, Education Code.

HISTORY

1. New section filed 9-3-2002, as an emergency; operative 9-3-2002 (Register 2002, No. 36). A Certificate of Compliance must be transmitted to OAL by 1-2-2003 or emergency language will be repealed by operation of law on the following day.
2. Certificate of Compliance as to 9-3-2002 order, including amendment of first paragraph, transmitted to OAL 12-26-2002 and filed 2-10-2003 (Register 2003, No. 7).

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§69103. References.

(a) When used in this article, the following publications are incorporated by reference:

(1) "American Society for Testing and Materials (ASTM) Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process," ASTM Standard E-1527-05, approved November 1, 2005; available from American Society for Testing and Materials, 100 Barr Harbor Drive, Post Office Box C700, West Conshohocken, PA 19428-2959, (610) 832-9585; website http://www.astm.org.

(2) "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods," EPA Publication SW-846 Third Edition, November 1986, as amended by Updates I (July, 1992), II (September, 1994), IIA (August, 1993), IIB (January, 1995), III (December, 1996), IIIA (April, 1998), IIIB (June, 2005), draft IVA (May, 1998) and draft IVB (November, 2000); available from the Superintendent of Documents, United States Government Printing Office, Washington, DC 20402, (202) 512-1800; website http://www.epa.gov/epaoswer/hazwaste/test/sw846.htm.

(3) "USEPA Contract Laboratory Program National Functional Guidelines for Organic Data Review," EPA 540/R-99/008; October 1999, available from National Technical Information Service (NTIS), United States Department of Commerce, 5285 Port Royal Road, Springfield, VA 22161; (703) 487-4650.

(4) "USEPA Contract Laboratory Program National Functional Guidelines for Inorganic Data Review," EPA 540/R-94/013; February 1994, available from National Technical Information Service (NTIS); United States Department of Commerce, 5285 Port Royal Road, Springfield, VA 22161; (703) 487-4650; website http://www.epa.gov/superfund/programs/clp/guidance.htm

(4) "USEPA Contract Laboratory Program National Functional Guidelines for Inorganic Data Review," EPA 540/R-04/004, October 2004, available from the United States Environmental Protection Agency website http://www.epa.gov/superfund/programs/clp/guidance.htm.

(5) "Guidance on Environmental Data Verification and Data Validation," EPAQA/G-8; EPA 240/R-02/004; November 2002, available from United States Environmental Protection Agency, Quality Staff (2811 R), 1200 Pennsylvania Avenue, NW, Washington, DC 20460; (202) 564-6830; website http://www.epa.gov/quality/qa_docs.html

Note: Authority cited: Section 58012, Health and Safety Code; and Section 17210(g), Education Code. Reference: Sections 17210(g) and 17213.1, Education Code.

HISTORY

1. New section filed 9-3-2002, as an emergency; operative 9-3-2002 (Register 2002, No. 36). A Certificate of Compliance must be transmitted to OAL by 1-2-2003 or emergency language will be repealed by operation of law on the following day.
2. Change without regulatory effect amending subsection (a)(5) filed 11-18-2002 pursuant to section 100, title 1, California code of Regulations (Register 2002, No. 47.)
3. Certificate of Compliance as to 9-3-2002 order, including amendment of subsections (a)(3) and (a)(4), transmitted to OAL 12-26-2002 and filed 2-10-2003 (Register 2003, No. 7).

§69104. Preparation of a Phase I and Phase I Addendum.

(a) A Phase I shall be prepared for the Proposed School Site pursuant to this article and section 17213.1, subdivision (a), of the Education Code. The Phase I shall be submitted to the Department for review and approval.

(b) The Phase I shall be conducted in accordance with the ASTM Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process cited in section 69103, subsection (a)(1).

(c) The Phase I shall include, but is not limited to, the following:

(1) a site map describing the boundary of the project and the current development on the property;

(2) a description of the intended use of the property that includes whether the school district intends to use all or a portion of the parcel, the type of site (new or expanding), type of school proposed (grade levels of students), and the disposition of any existing structures;

(3) past and existing land uses, including but not limited to, easements; adjacent properties; former governmental use; residential, industrial, or commercial uses;

(4) recommendations consistent with section 69108 of this article.

(d) in addition to the contaminants and sources identified in the ASTM Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment process cited in section 69103, subsection (a)(1), the Phase I shall identify and evaluate all sources for the potential release or presence of hazardous material on the Proposed School Site, including but not limited to, the following:

(1) agricultural use,
(2) debris or stockpiles,
(3) fill material,
(4) electrical transformers, oil filled electrical equipment, or hydraulic systems,
(5) government use or ownership,
(6) grading activities,
(7) illegal drug manufacturing,
(8) lead-based paint application,
(9) mines,
(10) naturally occurring hazardous materials,

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(11) petroleum deposits or use,
(12) railroad use or easements,
(13) residential use,
(14) surface drainage pathways
(15) termiticde application, and
(16) utility easements.

(e) If a Phase I Addendum is submitted more than 180 days subsequent to the date that the Phase I was conducted, or if a Phase I was conducted for the Proposed School Site more than 180 days prior to its submittal to the Department, information to verify current site conditions shall be submitted to the Department. Verification activities include, but are not limited to, the following: (1) document any changes to site conditions or site boundaries, and (2) updated interviews, searches, reviews, visual inspections, and declarations as described in the ASTM Standard Practice for Environmental Site Assessments: Phase I Environmental Site Assessment Process cited in section 69103, subsection (a)(1).

(f) A Phase I Addendum shall be submitted to the Department for review and approval along with or after submittal of the Phase I for the site. The Phase I Addendum shall include recommendations consistent with section 69109 of this article and may contain results of sampling and analysis as follows:

(1) lead in soil performed in accordance with the sampling protocols described in section 69105 of these regulations,

(2) OCPs in soil performed in accordance with the sampling protocols described in section 69106 of these regulations, and/or

(3) PCBs in soil performed in accordance with the sampling protocol described in section 69107 of these regulations.

Note: Authority cited: Section 58012, Health and Safety Code and Section 17210(g), Education Code. Reference: Sections 17210(g) and 17213.1, Education Code.

HISTORY

1. New section filed 9-3-2002, as an emergency; operative 9-3-2002 (Register 2002, No. 36). A Certificate of Compliance must be transmitted to OAL by 1-2-2003 or emergency language will be repealed by operation of law on the following day.
2. Certificate of Compliance as to 9-3-2002 order, including amendment of subsection (e), transmitted to OAL 12-26-2002 and filed 2-10-2003 (Register 2003, No. 7).

§69105. Sampling for Lead in Soil from Lead-Based Paint.

(a) The school district may choose to submit sampling data for lead in soil in one of the following reports: (1) the Phase I Addendum; or (2) the Preliminary Endangerment Assessment, in accordance with subsections (b) through (h) below;

(b) *Lead-based paint evaluation.* Unless the Department determines that lead in soil is not a concern based on review of the phase I, soil samples shall be collected for any structures on the proposed School Site with paint or surface coatings, with the exception of residential structures constructed on or after January 1, 1979, and schools constructed on or after January 1, 1993, to evaluate possible lead in soil.

(c) Prior to demolition of structures or removal of foundations or slabs, or movement of soils on the Proposed School Site, pre-demolition sampling for lead in soil shall be implemented in accordance with the following protocols:

(1) *Sample collection.* Surface soil samples (zero to six inches) shall be collected from around the perimeter of the structures, in areas with the highest potential for lead deposits (such as under windows, doors, porches, fences and stairs, and in drainage areas). If concrete or asphalt borders a structure, surface soil samples (zero to six inches) shall be collected from the nearest unpaved areas where associated run off may collect. The Department may require collection of samples from underneath existing paved areas, based upon the history of the site. The Department shall be consulted to determine the number and location of samples necessary to adequately evaluate possible lead in soil at the Proposed School Site.

(2) *Additional sample collection*. If lead is detected in soil samples, the Department may require additional step-out samples on the Proposed School Site to determine the horizontal and vertical extent of contamination.

(d) If demolition of structures has occurred, but foundations or slabs are present and the site has not been graded, post-demolition sampling for lead in soil shall be implemented in accordance with the following protocols:

(1) *Sample collection*. Surface soil samples (zero to six inches) shall be collected from two sets of sampling locations around the perimeter of the former structures. The first set should be collected in areas with the highest potential for lead deposits (such as under pre-existing windows, doors, porches, doors, fences, and stairs, and in drainage areas). The second set should be collected at the extent of soil disturbed by removal of demolition debris. If concrete or asphalt borders a structure, surface soil samples (zero to six inches) shall be collected from the nearest unpaved areas where associated run off may collect. If soil is exposed within the footprints of former structures, surface soil samples (zero to six inches) shall be collected within the footprints. The Department may require collection of samples from underneath existing paved areas, based upon the history of the site. The Department shall be consulted to determine the number and location of samples necessary to adequately evaluate possible lead in soil at the Proposed School Site.

(2) *Additional sample collection*. If lead is detected in soil samples, the Department may require additional step-out samples on the Proposed School Site to determine the horizontal and vertical extent of contamination.

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(e) If demolition of structures, removal of foundations or slabs, or movement of soil on the Proposed School Site has occurred, post demolition sampling for lead in soil shall be implemented in accordance with the following protocols:

(1) *Sample Collection.* The Proposed School Site shall be divided into grids as determined in consultation with the Department, and surface (zero to six inches) and subsurface (two to three feet) soil samples shall be collected from the center of each grid.

(2) *Additional Sample Collection*. If lead is detected in soil samples, the Department may require additional step-out samples on the Proposed School Site to determine the horizontal and vertical extent of the contamination.

(f) *Sample Analysis.* Soil samples shall be analyzed for lead using USEPA Test Methods, and may include laboratory and on-site field analyses for lead in soil using portable X-Ray Fluorescence (XRF) instrumentation. The uppermost soil from the core (closest to ground surface) shall be analyzed.

(g*) Laboratory Quality Control*. Quality Control *(*QC) procedures specified in USEPA Test Methods shall be followed. The data shall be qualified in accordance with the National Functional Guidelines cited in section 69103, subsection (a)(4) and USEPA guidance cited in section 69103, subsection (a)(5).

(h) *Data Submission*. Data identifying concentrations of lead detected in soil samples collected from the Proposed School Site shall be submitted to the Department.

Note: Authority cited: Section 58012, Health and Safety Code and Section 17210(g), Education Code. Reference: Sections 17210(g) and 17213.1, Education Code.

HISTORY

1. New section filed 9-3-2002, as an emergency; operative 9-3-2002 (Register 2002, No. 36). A Certificate of Compliance must be transmitted to OAL by 1-2-2003 or emergency language will be repealed by operation of law on the following day.
2. Certificate of Compliance as to 9-3-2002 order, including amendment of subsection (a), transmitted to OAL 12-26-2002 and filed 2-10-2003 (Register 2003, No. 7).
3. Amendment of section heading and section filed 7-18-2007; operative 7-18-2007 pursuant to Government Code section 11343.4 (Register 2007, No. 29).

§69106. Sampling for OCPs in Soil.

(a) The school district may choose to submit sampling data for OCPs in soil in one of the following reports: 1) the Phase I Addendum; or 2) the Preliminary Endangerment Assessment, in accordance with subsections (b) through (h) below:

(b) *OCP evaluation*. Unless the Department determines that OCPs in soil are not a concern based on review of the Phase I, soil samples shall be collected for any structures on the Proposed School Site with wood components constructed prior to January 1, 1989, to evaluate possible OCPs in soil.

(c) Prior to demolition of structures or removal of foundations or slabs, or movement of soil on the Proposed School Site, pre-demolition sampling for OCPs in soil shall be implemented in accordance with the following protocols:

(1) *Sample collection*. Surface (zero to six inches) and subsurface (two to three feet) soil samples shall be collected from around the perimeter of the structures, in areas with the highest potential for OCPs (such as near footings). If the structures have raised floors or porches, surface soil samples (zero to six inches) shall be collected beneath these areas. If concrete or asphalt borders a structure, the Department shall require collection of surface (zero to six inches) and subsurface (two to three feet) soil samples underneath existing paved areas. The Department shall be consulted to determine the number and location of samples necessary to adequately evaluate possible OCPs in soil at the Proposed School Site.

(2) *Additional sample collection*. If OCPs are detected in soil samples, the Department may require additional step-out samples on the Proposed School Site to determine the horizontal and vertical extent of contamination.

(d) If demolition of structures has occurred, but foundations or slabs are present and the site has not been graded, post-demolition sampling for OCPs in soil shall be implemented in accordance with the following protocols:

(1) *Sample collection*. Surface (zero to six inches) and subsurface (two to three feet) soil samples shall be collected from two sets of sampling locations around the perimeter of the structures. The first set should be collected in areas with the highest potential for OCPs (such as near footings). The second set should be collected at the extent of soil disturbed by removal of demolition debris. If soil is exposed within the footprints of former structures, surface (zero to six inches) and subsurface (two to three feet) soil samples shall be collected within the footprints. If concrete or asphalt borders a structure, the Department shall require collection of surface (zero to six inches) and subsurface (two to three feet) soil samples underneath existing paved areas. The Department shall be consulted to determine the number and location of samples necessary to adequately evaluate possible OCPs in soil at the Proposed School Site.

(2) *Additional sample collection*. If OCPs are detected in soil samples, the Department may require additional step-out samples on the Proposed School Site to determine the horizontal and vertical extent of contamination.

(e) If demolition of structures, removal of foundations or slabs, or movement of soil on the Proposed School Site has occurred, post-demolition sampling for OCPs in soil shall be implemented in accordance with the following protocols:

(1) *Sample collection*. The Proposed School Site shall be divided into grids as determined in consultation

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with the Department, and surface (zero to six inches) and subsurface (two to three feet) soil samples shall be collected from the center of each grid.

(2) *Additional sample collection*. If OCPs are detected in soil samples, the Department may require additional step-out samples on the Proposed School Site to determine the horizontal and vertical extent of contamination.

(f) *Sample Analysis*. Soil samples shall be analyzed for OCPs using USEPA Test Methods.

(g) *Laboratory quality control*. Quality Control (QC) procedures specified in USEPA Test Methods shall be followed. The data shall be qualified in accordance with the National Functional Guidelines cited in section 69103, subsection (a)(3) and USEPA guidance cited in section 69103, subsection (a)(5).

(h) *Data submission*. Data identifying concentrations of OCPs detected in soil samples collected from the Proposed School Site shall be submitted to the Department.

Note: Authority cited: Section 58012, Health and Safety Code and Section 17210(g), Education Code. Reference: Sections 17210(g) and 17213.1, Education Code.

History

1. New section filed 9-3-2002 as an emergency; operative 9-3-2002 (Register 2002 No. 36). A Certificate of Compliance must be transmitted to OAL by 1-2-2003 or emergency language with be repealed by operation of law on the following day.
2. Certificate of Compliance as to 9-3-2002 order, including amendment to subsections (a) and (d), transmitted to OAL 12-26-2002 and filed 2-10-2003 (Register 2003 No. 7).
3. Renumbering of former section 69106 to 69107 and new section 69106 refiled 11-27-2006 as an emergency; operative 11-27-2006 (Register 2006 No. 48). A Certificate of Compliance must be transmitted to OAL by 3-27-2007 or emergency language will be repealed by operation of law on the following day.
4. Renumbering of former section 69106 to 69107 and new section 69106 refiled 3-20-2007 as an emergency; operative 3-20-2007 (Register 2007 no. 12). A Certificate of Compliance must be transmitted to OAL by 7-18-2007 or emergency language will be repealed by operation of law on the following day.
5. Certificate of Compliance as to 3-20-2007 order, including further amendment of section, transmitted to OAL 6-15-2007 and filed 7-18-2007 (Register 2007, No. 29)

§69107. Sampling for PCBs in Soil

(a) The school district may choose to submit data for PCBs in soil in one of the following reports: (1) the Phase I Addendum; or (2) the Preliminary Endangerment Assessment, in accordance with subsections (b) through (f) below.

(b) *Electrical transformer evaluation*. Soil samples shall be collected for any historical (even if removed or replaced by a newer transformer) or current transformers on or adjacent to the proposed School Site that were installed before January 1, 1979 to evaluate possible PCBs in soil on the Proposed School Site.

(c) *Sample collection.* Surface (zero to six inches) and subsurface (two to three feet) soil samples shall be collected in close proximity to the base of each pole or pad-mounted electrical transformer. If PCBs are detected in soil samples, the Department may require additional step-out samples on the Proposed School Site to determine the horizontal and vertical extent of contamination.

(d) *Sample analysis*. Initially, only surface soil samples (zero to six inches) shall be analyzed for PCBs using USEPA Test Methods. If PCBs are detected in surface soil samples 9zero to six inches), the subsurface soil samples (two or three feet) that were collected at depth shall also be analyzed.

(e) *Laboratory quality control*. QC procedures specified in USEPA Test Methods shall be followed. The data shall be qualified in accordance with the National Functional Guidelines cited in section 69103, subsection (a)(3) and USEPA guidance cited in section 69103, subsection (a)(5).

(f) *Data submission*. Data identifying concentrations of PCBs detected in soil samples collected from the Proposed School Site shall be submitted to the Department.

Note: Authority cited: Section 58012, Health and Safety Code and Section 17210(g), Education Code. Reference: Sections 17210(g) and 17213.1, Education Code.

HISTORY

1. New section filed 9-3-2002, as an emergency; operative 9-3-2002 (Register 2002, No. 36). A Certificate of Compliance must be transmitted to OAL by 1-2-2003 or emergency language will be repealed by operation of law on the following day.
2. Certificate of Compliance as to 9-3-2002 order, including amendment of subsections (a) and (d), transmitted to OAL 12-26-2002 and filed 2-10-2003 (Register 2003, No. 7).
3. Renumbering of former section 69107 to section 69108 and renumbering of former section 69106 to 69107 filed 11-27-2006 as an emergency; operative 11-27-2006 (register 2006 No. 48). A Certificate of Compliance must be transmitted to OAL by 3-27-2007 or emergency language will be repealed by operation of law on the following day.
4. Renumbering of former section 69107 to section 69108 and renumbering of former section 69106 to section 69107 refiled 3-20-2007 as an emergency; operative 3-20-2007 (Register 2007, No. 12). A Certificate of Compliance must be transmitted to OAL by 7-18-2007 or emergency language will be repealed by operation of law on the following day.
5. Certificate of Compliance as to 3-20-2007 order, including amendment of section heading and section, transmitted to OAL 6-15-2007 and filed 7-18-2007 (Register 2007, No. 29).

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§69108. Phase I Recommendations.

The Phase I shall contain one of the following recommendations:

(a) A further investigation for the proposed School Site is not required since the Phase I demonstrates that neither a release of hazardous material nor the presence of a naturally occurring hazardous material, which would pose a threat to public health or the environment, was indicated at the site.

(b) Lead in soil from lead-based paint, OCPs in soil from termiticide application, and/or PCBs in soil from electrical transformers are the only potential sources of contamination at the Proposed School Site and an evaluation is recommended but has not yet been completed. Results of this evaluation will be submitted to the Department in a Phase I Addendum.

(c) A Preliminary Endangerment Assessment is needed, including sampling or testing to determine one or more of the following:

(1) If a release of hazardous material has occurred and, if so, the extent of the release.

(2) If there is the threat of a release of hazardous materials.

(3) If a naturally occurring hazardous material is present.

Note: Authority cited: Section 58012, Health and Safety Code and Section 17210(g), Education Code. Reference: Sections 17210(g) and 17213.1, Education Code.

HISTORY

1. New section filed 9-3-2002, as an emergency; operative 9-3-2002 (Register 2002, No. 36). A Certificate of Compliance must be transmitted to OAL by 1-2-2003 or emergency language will be repealed by operation of law on the following day.
2. Certificate of Compliance as to 9-3-2002 order transmitted to OAL 12-26-2002 and filed 2-10-2003 (Register 2003, No. 7).
3. Certificate of Compliance as to 3-20-2007 order, including further amendment of section, transmitted to OAL 6-15-2007 and filed 7-18-2007 (Register 2007, No. 29).

§69109 Phase I Addendum Recommendations.

The Phase I Addendum shall contain one of the following recommendations:

(a) A further investigation of the Proposed School Site is not required. A Phase I Addendum that contains data from evaluation of lead, OCPs, or PCBs in soil may recommend that further investigation of the site is not required if all of the following apply:

(1) the Phase I Addendum demonstrates that lead in soil from lead-based paint, OCPs in soil from termiticide application, and/or PCBs in soil from electrical transformers are the only potential sources of contamination at a Proposed School Site; and

(2) concentrations of lead, OCPs, and/or PCBs in soil do not exceed concentrations determined by the Department on a case-by-case basis to be protective of public health and the environment.

(b) A Preliminary Endangerment Assessment is needed, including sampling or testing, to determine one or more of the following:

(1) if a release of hazardous material has occurred and, if so, the extent of the release.

(2) If there is the threat of a release of hazardous materials.

(3) if a naturally occurring hazardous material is present.

Note: Authority cited: Section 58102, Health and Safety Code and Section 17210(g), Education Code. Reference: Sections 17210(g) and 17213.1 Education Code.

History

1. New section filed 7-18-2007; operative 7-18-2007 pursuant to Government Code section 11343.4 (Register 2007, No. 29).

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